



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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IN THE MATTER OF PETITION)
OF RICHMOND POWER & LIGHT)
FOR A CERTIFICATE OF)
TERRITORIAL AUTHORITY TO)
PROVIDE FACILITIES-BASED)
LOCAL EXCHANGE SERVICES)
AND FOR THE COMMISSION TO)
DECLINE IN PART ITS EXERCISE OF)
JURISDICTION OVER PETITIONER)
AND SUCH TELECOMMUNICATIONS)
SERVICES PURSUANT TO I.C. 8-1-2.6)

CAUSE NO. 42595

FILED

JUN 22 2004

INDIANA UTILITY
REGULATORY COMMISSION

BY THE COMMISSION:

Lorraine Hitz-Bradley, Administrative Law Judge

You are hereby notified that on this date, the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

The Petitioner should answer the following clarifying questions on or before Monday, June 28, 2004.

1. Section II (A) of the proposed settlement indicates "[t]he Parties agree that RP&L's CTA should be expanded to allow it to resell DSL services within the 9-3-7 LATA in accordance with its original Petition filed on March 9, 2004." Please explain the phrase "resell DSL services."

- a. Does this mean that RP&L will purchase DSL service out of an ILEC's wholesale tariff, which mirrors its Retail Tariff, at the appropriate wholesale discount determined in Cause No. 41117?
- b. Does any ILEC in the 9-3-7 LATA offer DSL service in its Retail Tariff and corresponding wholesale tariff?
- c. Does this mean that RP&L will purchase DSL capable loops from an ILEC and offer a DSL service to its customers?

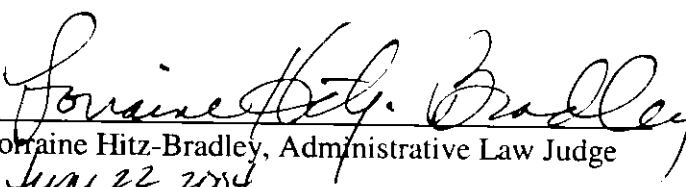
2. Section II (B) of the proposed settlement indicates "[t]he Parties further agree that RP&L should have full authority to resell within the 9-3-7 LATA any additional facilities-based telecommunications carrier's services, it may, at its sole discretion, deem appropriate aside from

POTS. . ." Please explain the phrase "resell within the 9-3-7 LATA any additional facilities-based telecommunications carrier's services."

- a. Does this mean that RP&L will purchase facilities-based telecommunications services out of an ILEC's wholesale tariff, which mirrors its Retail Tariff, at the appropriate wholesale discount determined in Cause No. 41117?
- b. Does this mean that RP&L will purchase unbundled network elements from ILECs within the 9-3-7 LATA and offer services to its customers?

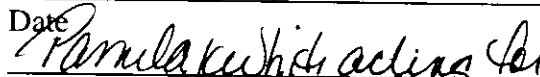
3. Section II (C) states that RP&L agrees to continue to comply with the conditions and limitations set forth in Finding Paragraphs 4, 5, and 6 of the September 6, 2000 Order in Cause No. 41605. That Cause number is an Alternative Regulation Plan for a gas utility. Should the correct Cause Number be 41721?

IT IS SO ORDERED.


Lorraine Hitz-Bradley, Administrative Law Judge

June 22, 2004

Date


Nancy E. Manley, Secretary to the Commission